IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	Group Art Unit: 2828	
Koichiro TANAKA)	Examiner: A. Rodriguez	
Serial No. 09/481,396)		
Filed: January 12, 2000)		RECEIVED
For: LASER IRRADIATION APPARATUS)		MAY 2 0 2005

PETITION TO WITHDRAW FROM ISSUE

OFFICE OF PETITIONS

Honorable Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby petitions that the subject application be withdrawn from issue to permit consideration of an Information Disclosure Statement under 37 CFR 1.97 (submitted herewith) and a Request for Continued Examination (RCE) (also submitted herewith).

Also submitted herewith is the requisite fee of \$130.00 set forth in 37 CFR 1.17(i).

In view of the foregoing, it is urged that this petition is in order and, accordingly, a prompt grant thereof is requested.

The Commissioner is hereby authorized to charge any fees which may be further required in this application, except the issue fee, or credit any overpayment to Deposit Account No. 50-2280, under the above order number. A <u>duplicate</u> of this sheet is attached.

Respectfully submitted,

05/97/2005 AKELLEY 00000001 09481395

01 FC:1464

130.00 OP

Eric J. Robinson Reg. No. 38,285

Robinson Intellectual Property Law Office, P.C. PMB 955
21010 Southbank Street
Potomac Falls, Virginia 20165
(571) 434-6789

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Koichiro TANAKA)	Examiner: A. Rodriguez RECEIVED
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PTO/SB/21 (08-00) 09/481,396 **Application Number** TRANSMITTAL January 12, 2000 Filing Date Koichiro TANAKA First Named Inventor **FORM** Group Art Unit 2828 A. Rodriguez **Examiner Name** (to be used for all correspondence after initial filing) Attorney Docket Number 0756-2092 Total Number of Pages in This Submission PETITIONS ENCLOSURES (check all that apply) After Allowance Communication to **Assignment Papers** Fee Transmittal Form (for an Application) Group Appeal Communication to Board Drawing(s) Fee Attached of Appeals and Interferences Declaration and Power of Appeal Communication to Group Amendment / Reply Attorney (Appeal Notice, Brief, Reply Brief) After Final Licensing-related Papers **Proprietary Information** Petition To Withdraw From Issue Affidavits/declaration(s) Status Letter Petition to Convert to a **Extension of Time Request** Other Enclosures **Provisional Application** RCE 1. Power of Attorney, Revocation **Express Abandonment Request** 2. Change of Correspondence 3. Information Disclosure Statement Address 4. Terminal Disclaimer 5. Certified Copy of Priority Document(s) Request for Refund CD, Number of CD(s) Response to Missing Parts/ Incomplete Application Remarks The Commissioner is hereby authorized to charge any additional Response to Missing Parts fees required or credit any overpayments to Deposit Account No. 50under 37 CFR 1.52 or 1.53 2280 for the above identified docket number. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Eric J. Robinson, Reg. No. 38,285 Firm Robinson Intellectual Property Law Office, P.C. **PMB 955** Individual name 21010 Southbank Street Potomac Falls, VA 20165 Signature May 19, 2005 Date **CERTIFICATE OF MAILING** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below. Type or printed name

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Signature

Date

PTO/SB/17 (10-04v2)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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			Complete if Known	
PER MP A NORME	FEE TRANSMITTAL		09/481,396	RECEIVED
FEE TRANSIMITTAL FOR FY 2005 Effective 10/01/2004. Patent fees are subject to annual revision.		Filing Date	January 12, 2000	" ILCEIVED
		First Named Inventor	Koichiro TANAKA	MAY 2 0 2005
		Examiner Name	A. Rodriguez	WAT 2 0 2005
	Applicant Claims small entity status. See 37 CFR 1.27.		2828	DESICE OF DETTIONS
TOTAL AMOUNT OF PAYMENT (\$) 920.00		Attorney Docket No.	0756-2092	OFFICE OF PETITIONS
METHOD OF PAYME	NT		FEE CALCULATION (cor	ntinued)
. The Commissioner is hereby authorized to charge indicated		3. ADDITIONAL FEES	3	
fees and credit any overpayments to:		Large Small Entity Entity		

TOTAL AMOUNT OF TATIMENT	0730 2072	
METHOD OF PAYMENT	FEE CALCULATION	N (continued)
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fees and credit any overpayments to:	Large Small	
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Number	051 130 2051 65 Surcharge – late filing fee or o	nath
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Deposit Robinson Intellectual Property	- · ·	
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Name	812 2,520 1812 2,520 For filing a request for ex par.	te reavamination
Charge Any Additional Fee Required	812 2,520 1812 2,520 For filing a request for <i>ex par</i> . 804 920* 1804 920* Requesting publication of SIR	
Under 37 CFR 1.16 and 1.17 and	• • •	
credit overpayments	805 1,840* 1805 1,840* Requesting publication of SIR	
Applicant claims small entity status.	251 120 2251 60 Extension for reply within first	t month
See 37 CFR 1.27	252 450 2252 225 Extension for reply within sec	cond month
2. E Payment Enclosed:		
Check Credit Card Money Dother	253 1020 2253 510 Extension for reply within thi	
Order	254 1,590 2254 795 Extension for reply within for	
FEE CALCULATION	255 2,160 2255 1080 Extension for reply within fift	h month
1. BASIC FILING FEE	401 500 2401 250 Notice of Appeal	
Large Entity Small Entity	402 500 2402 250 Filing a brief in support of an	appeal
Fee Fee Fee Fee Fee Description Code (\$) Code (\$) Fee Paid	403 1000 2403 500 Request for oral hearing	
1001 300 2001 150 Utility filing fee	451 1,510 1451 1,510 Petition to institute a public u	se proceeding
	452 500 2452 250- Petition to revive - unavoidab	ole
1111 500 2111 250 Search fee 1311 200 2311 275 Examination fee	453 1,500 2453 750 Petition to revive - unintention	nal
Over 100 Sheets/250 for each additional 50	501 1,400 2501 700 Utility issue fee (or reissue)	
Over 100 Sheets/250 for each additional 50	502 800 2502 400 Design issue fee	
	503 1100 2503 550 Plant issue fee	
	462 400 1462 400 Petitions, Group 1	\$130.00
SUBTOTAL (1) (\$)	463 200 1463 200 Petition, Group II 464 130 1464 130 Petitions, Group III	
2. EXTRA CLAIM FEES	464 130 1464 130 Petitions, Group III 807 50 1807 50 Processing fee under 37 CR 1	.17(q)
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Extra Claims below Fee Paid		
Total Claims -20** = X \$50 =	021 40 8021 40 Recording each patent assigns number of properties)	ment per property (times
Independent -3** = X \$200 =	809 790 2809 395 Filing a submission after fina	rejection (37 CFR
Claims	§ 1.129(a))	to be assemined (27 CFR
Multiple Dependent	810 790 2810 395 For each additional invention § 1.29(b))	to be examined (57 CFK
Large Entity Small Entity	801 790 2801 395 Request for Continued Exami	nation (RCE) \$790.00
Fee Fee Fee Fee Description	802 900 1802 900 Request for expedited examin	ation of a design
Code (\$) Code (\$)	802 900 1802 900 Request for expedited examin application	lation of a design
1202 50 2202 25 Claims in excess of 20	other fee (specify)	
1201 200 2201 100 Independent claims in excess of 3		
1203 360 2203 180 Multiple dependent claim, if not paid	Reduced by Basic Filing Fee Paid SUBTOT	'AL (3) (\$) 920.00
1204 200 2204 100 ** Reissue independent claims over		
original patent	CERTIFICATE OF MA	II.ING
1205 50 2205 25 ** Reissue claims in excess of 20 and over original patent	I hereby certify that this correspondence is being depos	ited with the United States Postal Service with
SUBTOTAL (2) (\$)	ifficient postage as first class mail in an envelope addressed to Com A 22313-1450, on	missioner for Patents, P.O. Box 1450, Alexandria,
**or number previously paid, if greater; For Reissues, see above		

SUBMITTED BY Complete (if applicable)					
Name (Print/Type)	Eric J. Robinson	Registration No. (Attorney/Agent)	38,285	Telephone	(571) 434-6789
Signature	2	•		Date	May 19, 2005

U.S. SERIAL NO. 09/481,396 FILED JANUARY 12, 2000 LASER IRRADIATION APPARATUS KOICHIRO TANAKA DOCKET NO.: 0756-2092

SPECIAL PROCEDURES SUBMISSION

PETITION TO WITHDRAW FROM ISSUE

DELIVER TO:

Office of Petitions U.S.P.T.O.

PLEASE FAX COPY OF DECISION ON PETITION
TO 571-434-9499

PTO/SB/21 (08-00)

		Application Number	09/48	31,396		4500
TRANSM	ITTAL	Filing Date	Janua	ary 12, 2000	RECEI	VED
FOR	First Named Inventor	Koich	niro TANAKA	MAY 2 0	2005	
. •	Group Art Unit	2828		WAI ZU	2003	
(to be used for all correspond	dence after initial filing)	Examiner Name	A. Ro	odriguez	OFFICE OF P	ETITIONS
Total Number of Pages in This S	Submission	Attorney Docket Number	0756	-2092		
	ENCLOSU	RES (check all that apply	<i>'</i>)			
Fee Transmittal Form Fee Attached Drawing Declara Attorney After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Assignm (for an		ation and Power of by ing-related Papers in To Withdraw From Issue in to Convert to a ional Application of Attorney, Revocation e of Correspondence is in al Disclaimer ist for Refund imber of CD(s).	After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosures 1. RCE 2. 3. 4. 5. 6.			
	SIGNATURE OF APP	LICANT, ATTORNEY, C	R AGENT	•		j
Firm or Individual name	Eric J. Robinson, Re Robinson Intellectua PMB 955 21010 Southbank St Potomac Falls, VA	l Property Law Office, treet	P.C.			
Signature	5 in:]
Date	May 19, 2005] ,
	CERTIF	FICATE OF MAILING]
I hereby certify that this corresponders mail in an envelope address indicated below.	ondence is being deposited ssed to: Commissioner for	d with the United States Pos Patents, P.O. Box 1450, Al	tal Service v exandria, V	with sufficient po A 22313-1450 o	ostage as first on the date	
Type or printed name						
Signature			Date			

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FEE	TRA	NS	MIT	TAL
]	FOR	FY	2005	;

Effective 10/01/2004. Patent fees are subject to annual revision. ☐ Applicant Claims small entity status. See 37 CFR 1.27.

Signature

	Complete if Known	
Application Number	09/481,396	
Filing Date	January 12, 2000	READING.
First Named Inventor	Koichiro TANAKA	RECEIVED
Examiner Name	A. Rodriguez	
Group Art Unit	2828	MAY 2 0 2005
Attorney Docket No.	0756-2092	

May 19, 2005

Date

TOTAL AMOUNT OF PAYMENT (\$) 920.00	Attor	ney Do	cket N	0.	0756-2092		THE PERSON AND	
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	1812	2,520	1812		For filing a request	-		
Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 and credit overpayments	1804 1805 1	920* 1,840*	1804 1805		Requesting publica Requesting publica			
Applicant claims small entity status.	1251	120	2251		Extension for reply			
See 37 CFR 1.27 2. Payment Enclosed:	1252	450	2252		Extension for reply			
Check Credit Card Money Other	1253	1020	2253		Extension for reply			
Order		1,590	2254		Extension for reply			
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1. BASIC FILING FEE Large Entity Small Entity	1401 1402	500 500	2401		Filing a brief in sur	port of an appea	1	
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1111 500 2111 250 Search fee		1,500	2453		Petition to revive -			
1311 200 2311 275 Examination fee		1,400	2501	700	Utility issue fee (or	r reissue)		,
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	1503	1100	2503	550	Plant issue fee			
SUBTOTAL (1) (\$)	1462 1463	400 200	1462 1463		Petitions, Group I Petition, Group II			\$130.00
(,	1464	130	1464 1807		Petitions, Group III Processing fee und			
2. EXTRA CLAIM FEES Fee from	1807 1806	50 180	1806		Submission of Info		re Stmt	
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Independent -3** = X \$200 =	1809	790	2809	395	number of properti Filing a submission § 1.129(a))		ion (37 CFR	
Claims Multiple Dependent =	1810	790	2810		For each additional § 1.29(b))			
Large Entity Small Entity Fee Fee Fee Fee Fee Description	1801	790	2801	395	Request for Contin	ued Examination	(RCE)	\$790.00
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1202 50 2202 25 Claims in excess of 20 1201 200 2201 100 Independent claims in excess of 3	Other	fee (spe	cify) _					
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SUBTOTAL (2) (\$)	VA 22	ent postag	ge as tirst), on	ciass m	au in an envelope addre	ssed to Commission	er for Patents, P.O. Box 1	. 1999 EXTERNAL HAS
**or number previously paid, if greater; For Reissues, see above	<u></u> _							
SUBMITTED BY	1 5 .	-44*		1 4	005	Complete (if		<u> </u>
Name (Print/Type) Eric J. Robinson		stratior rney/A		38	,285	Telephone	(571) 434-678	y

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REQUEST **FOR** CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

collection of information unless it displays a valid OMB control number.					
Application Number	09/481,396				
Filing Date	January 12, 2000				
First Named Inventor	Koichiro TANAKA				
Group Art Unit	2828				
Examiner Name	A. Rodriguez	ED			
Attorney Docket Number	0756-2092 MAY 2 0 2	D05			

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant of the patient term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1.	Le.	uhmie	ecion	equired under 37 C.F.R. § 1.114			
1.	a.			ously submitted			
	a.	i.		Consider the amendment(s)/reply under 37 C.F.R (Any unentered amendment(s) referred to above will be		reviously filed on	· .
		ii.		Consider the arguments in the Appeal Brief or R		oreviously filed on	
		iii.		Other	., .	•	
	b.	×	Encl	sed			1
	υ.	i.		Amendment/Reply			
		ii.		Affidavit(s)/Declaration(s)			
		iii.	×	Information Disclosure Statement (IDS)			
		iv.		Other:	٠		
2.	N	1iscel	laneo				
	a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(I) required)						
	b.	X	Othe	Petition To Withdraw From Issue			
3.	F	ees	The	RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.I	F.R. § 1.114 v	when the RCE is filed.	
	a.		The	Director is hereby authorized to charge the follow	ing fees, or	credit any overpayments, to l	Deposit Account
			No.				
		i.	Ц	RCE fee required under 37 C.F.R. § 1.17(e)			
		ii.		Extension of time fee (37 C.F.R. §§ 1.136 and 1.	17)		
		iii.	Ш	Other			
	b.	×		k in the amount of \$920.00 enclosed			
	C.	<u> Ц</u>	Payr	ent by credit card (Form PTO-2038 enclosed)			
				SIGNATURE OF APPLICANT, AT	TORNEY,	OR AGENT REQUIRED	
N	lame	(Prin	nt/Typ	Eric J. Robinson	Registrati	on No. (Attorney/Agent)	38,285
S	igna	ture		2	Date	May 19, 2005	
				CERTIFICATE OF MAIL	ING OR T	RANSMISSION	
in a	ı env	velope	addr	his correspondence is being deposited with the Ussed to: Commissioner For Patents, P.O. Box 14 k Office on:	Inited States 50, Alexand	Postal Service with sufficier Iria, VA 22313-1450, or facsi	nt postage as first class mail mile transmitted to the U.S.
N	lame	(Prir	nt/Typ)			·
	iona	ture			Date		

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05/27/2005 AXELLEY 00000001 0948139S